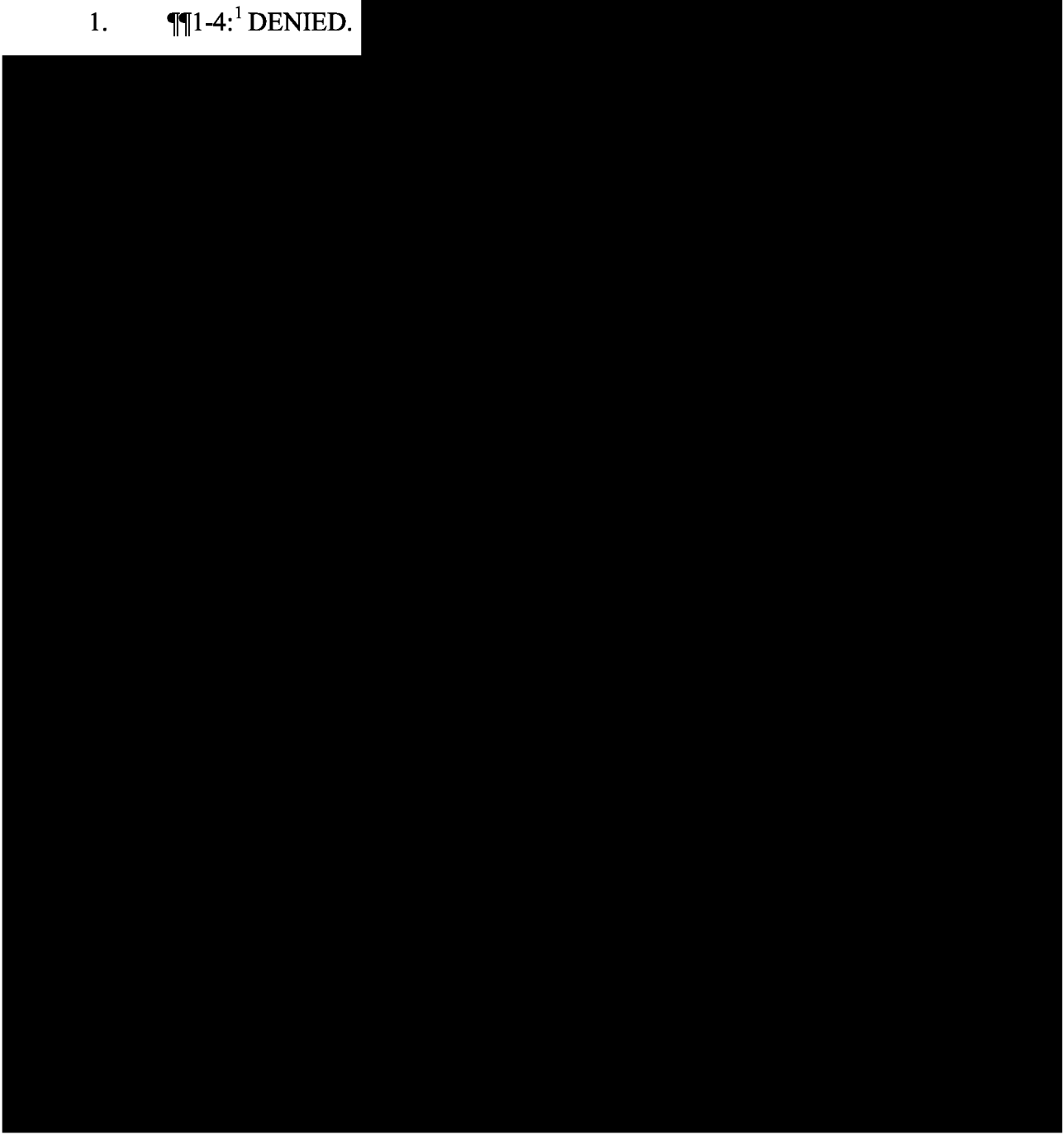


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

<hr/>		X
ABU DHABI COMMERCIAL BANK, et al.,	:	Civil Action No. 1:08-cv-07508
Individually and On Behalf of All Others	:	
Similarly Situated,	:	<u>CLASS ACTION</u>
	:	
Plaintiffs,	:	PLAINTIFFS' RESPONSE TO
	:	DEFENDANTS' JOINT STATEMENT OF
vs.	:	UNDISPUTED MATERIAL FACTS
	:	PURSUANT TO LOCAL RULE 56.1
MORGAN STANLEY & CO.	:	
INCORPORATED, et al.,	:	
	:	
Defendants.	:	
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**I. ACTIONABLE MISSTATEMENT**

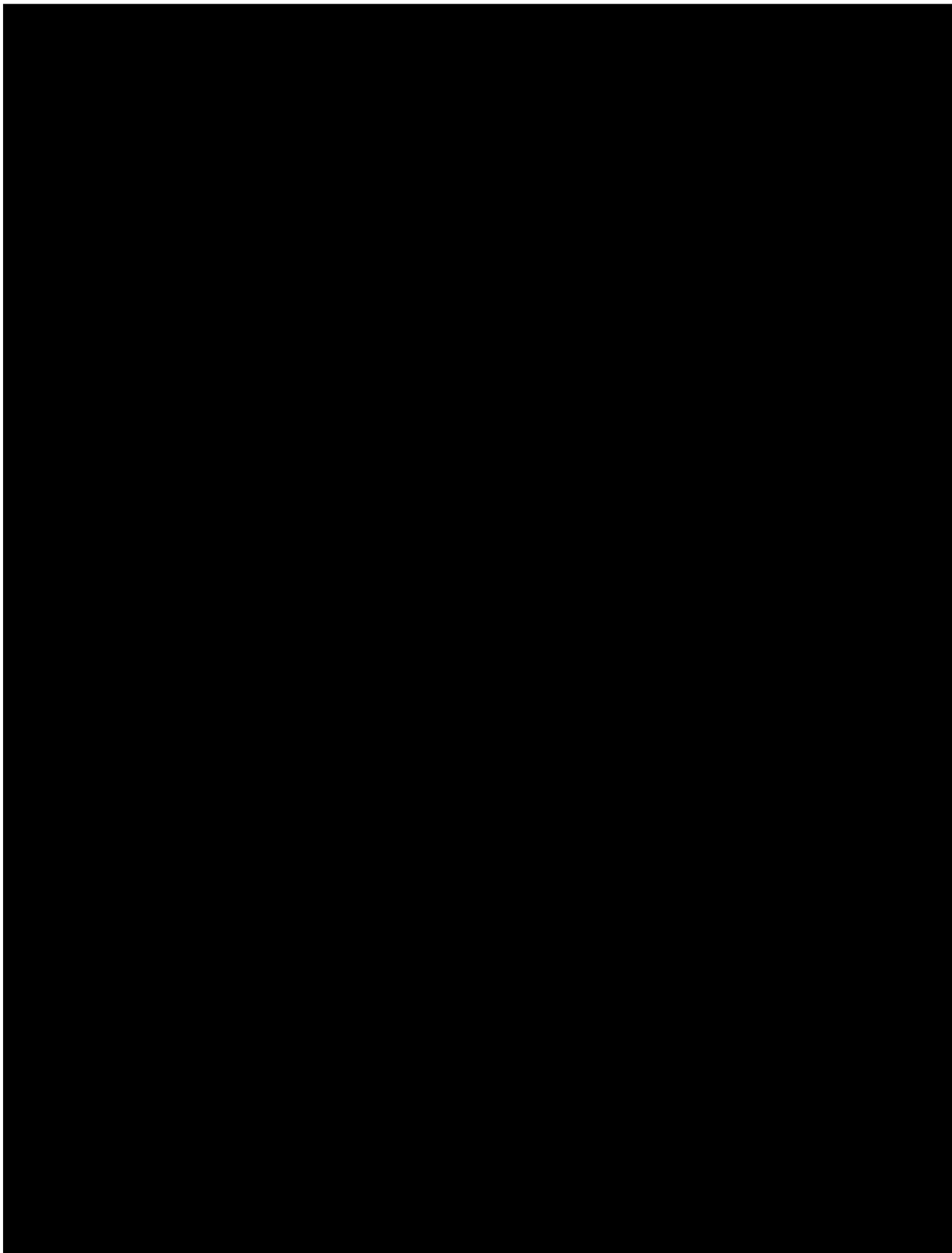
1. ¶¶1-4:<sup>1</sup> DENIED.

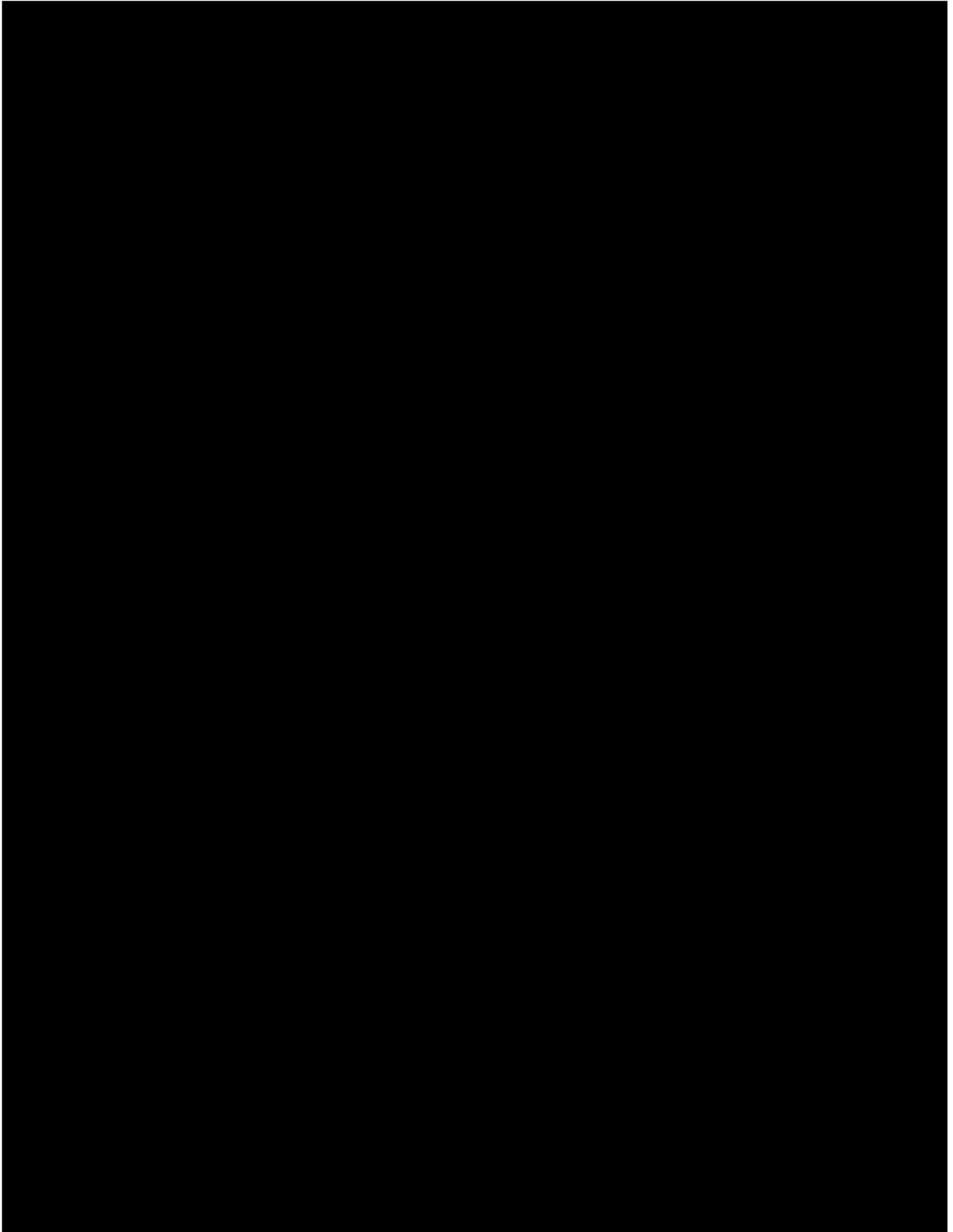


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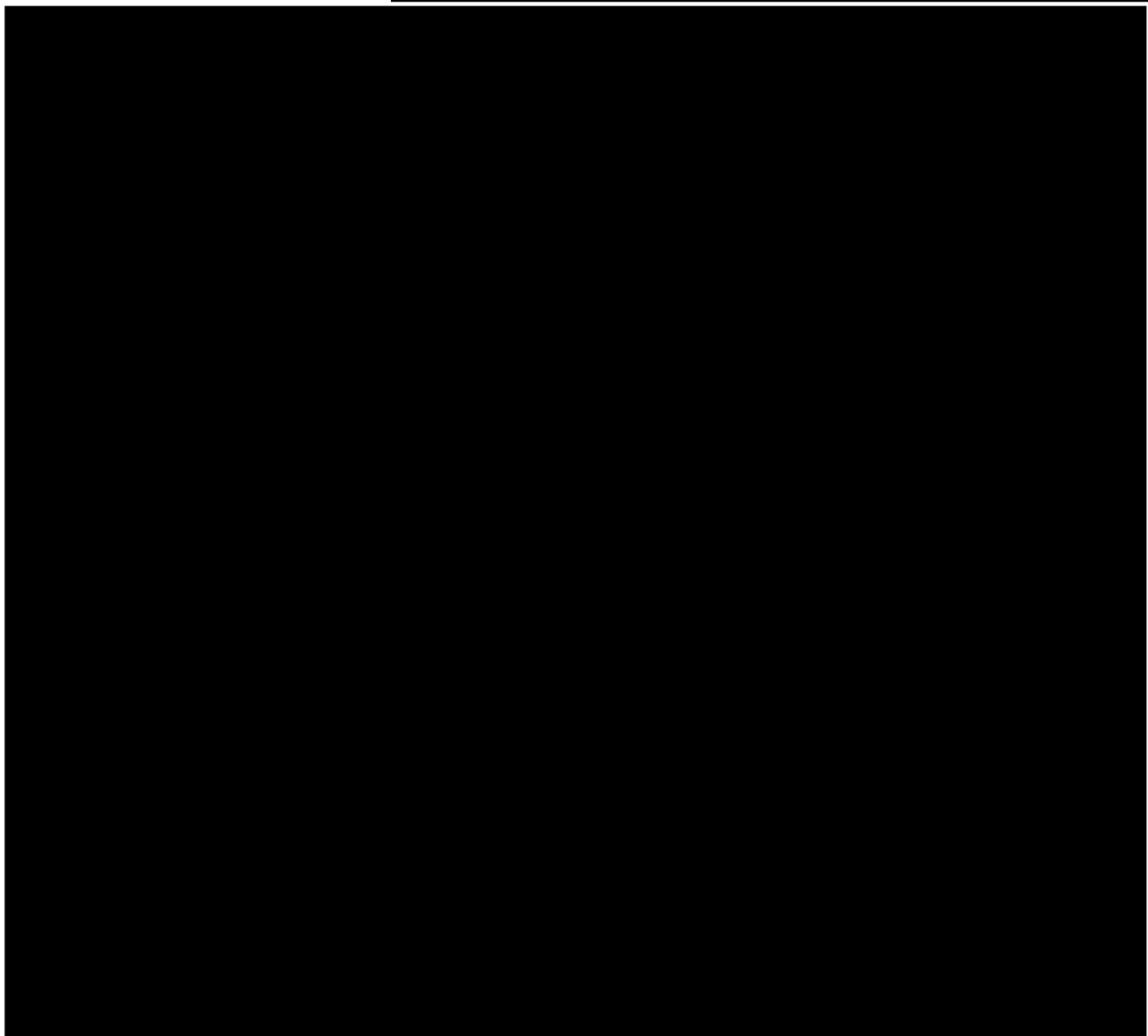


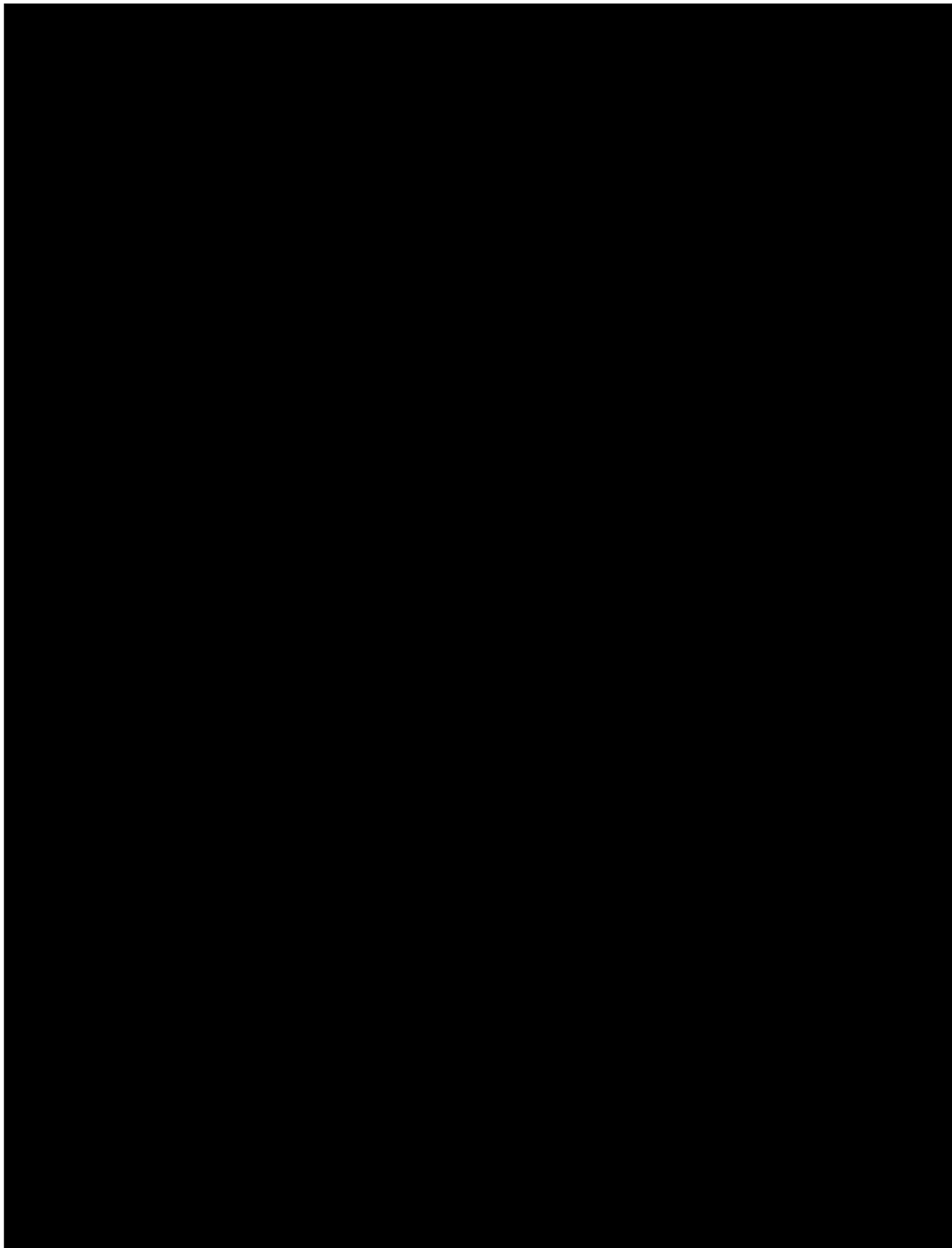


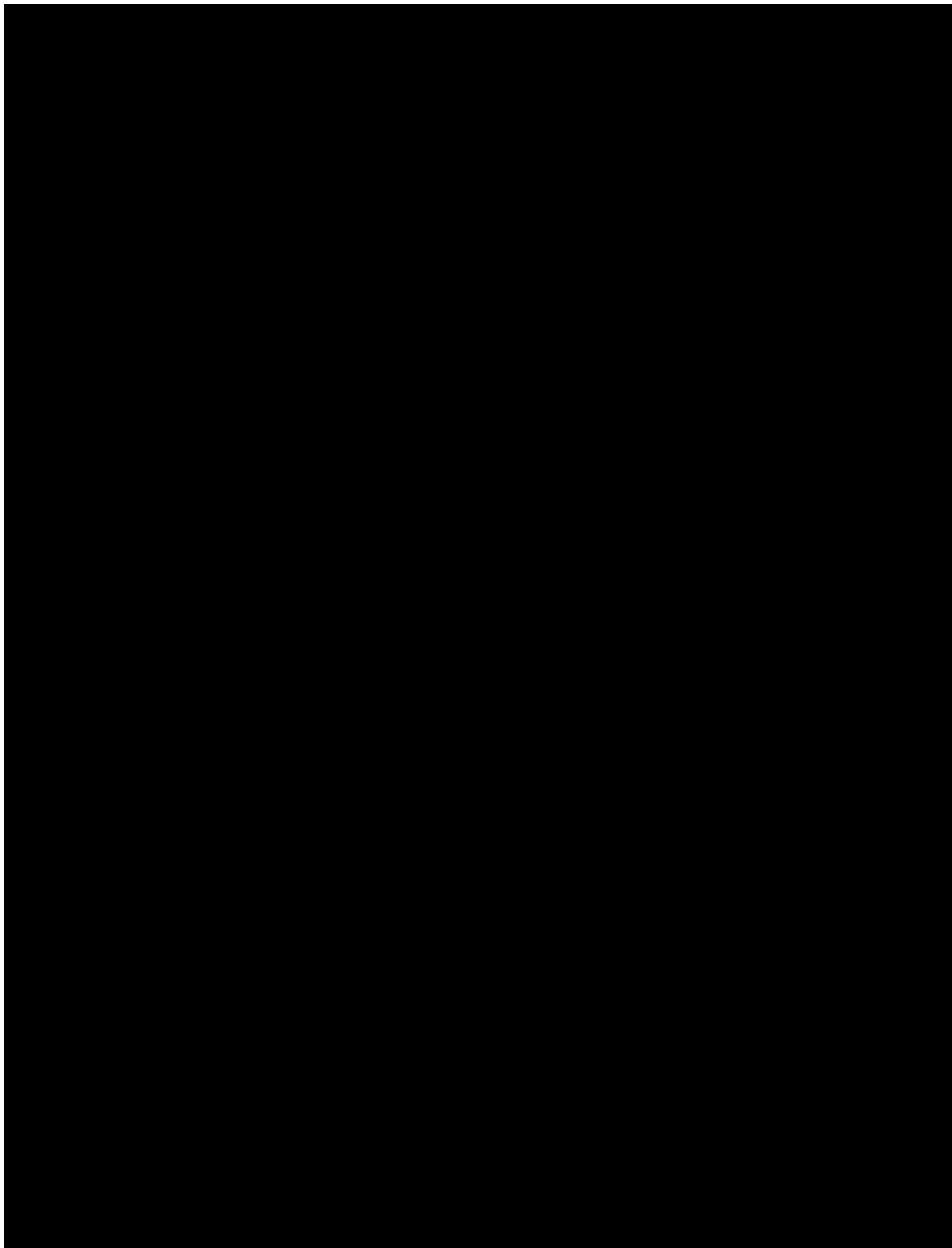




2. ¶¶5-20: DENIED.







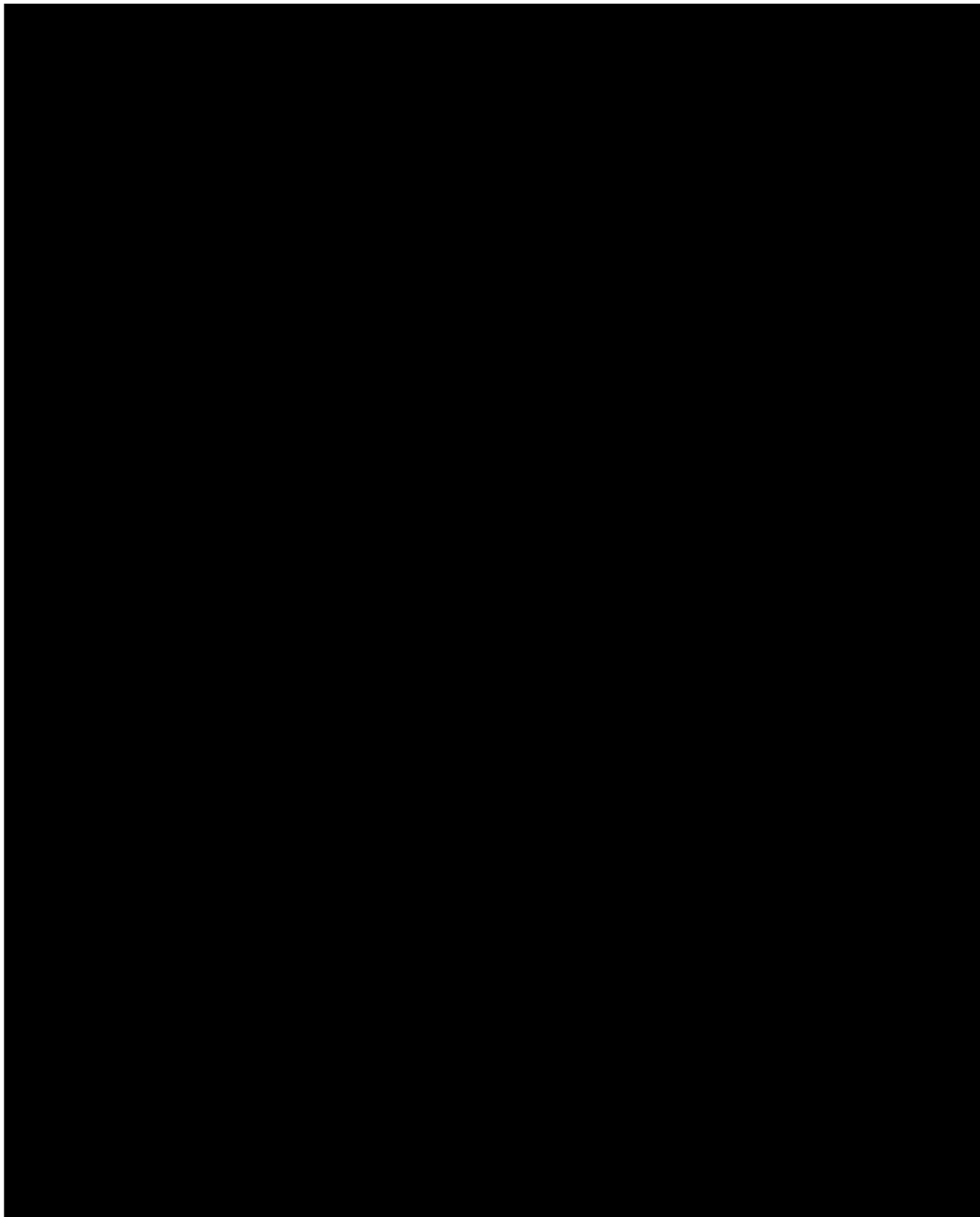
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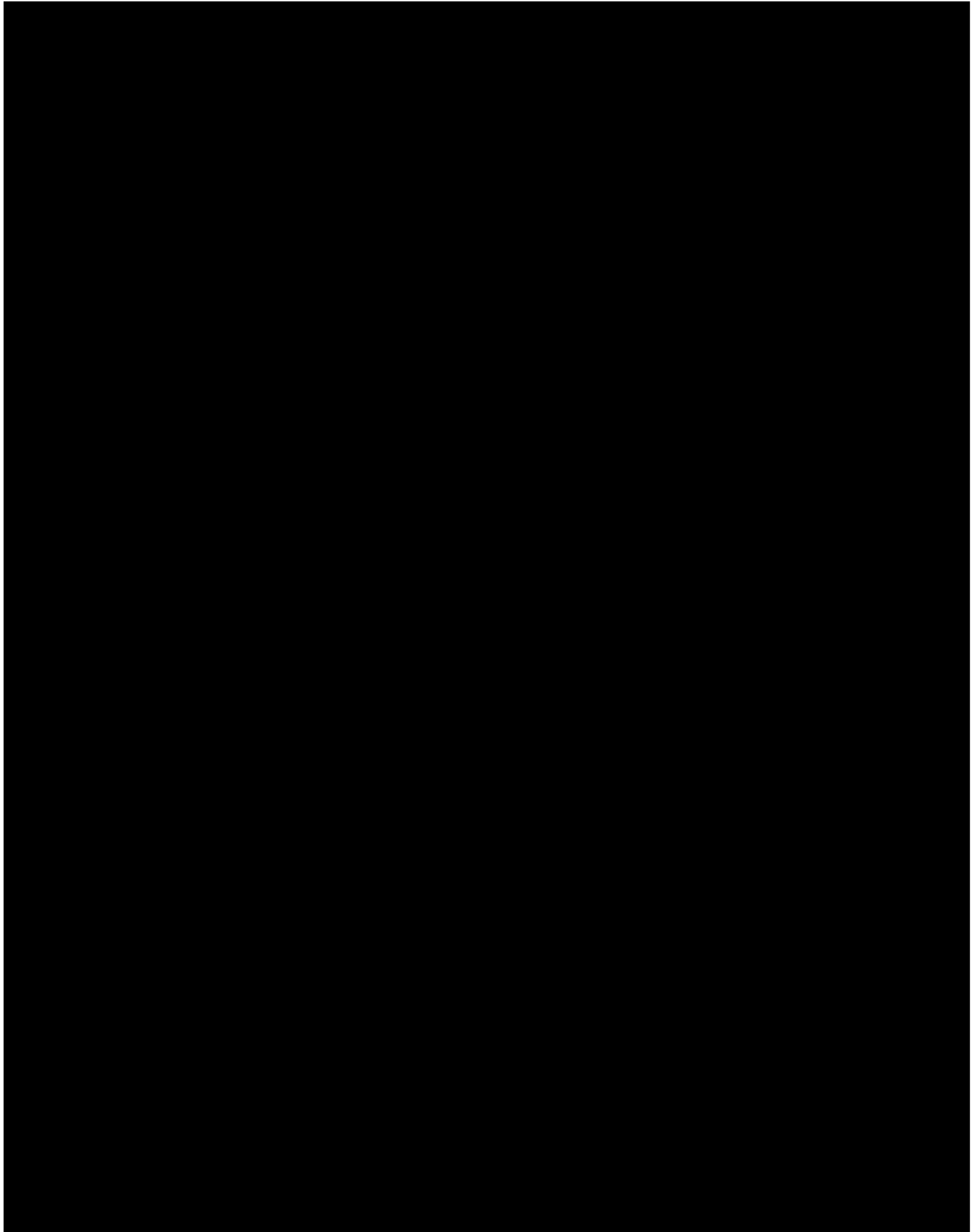
**II. SCIENTER**

3. ¶¶21-28: DENIED.


[REDACTED]



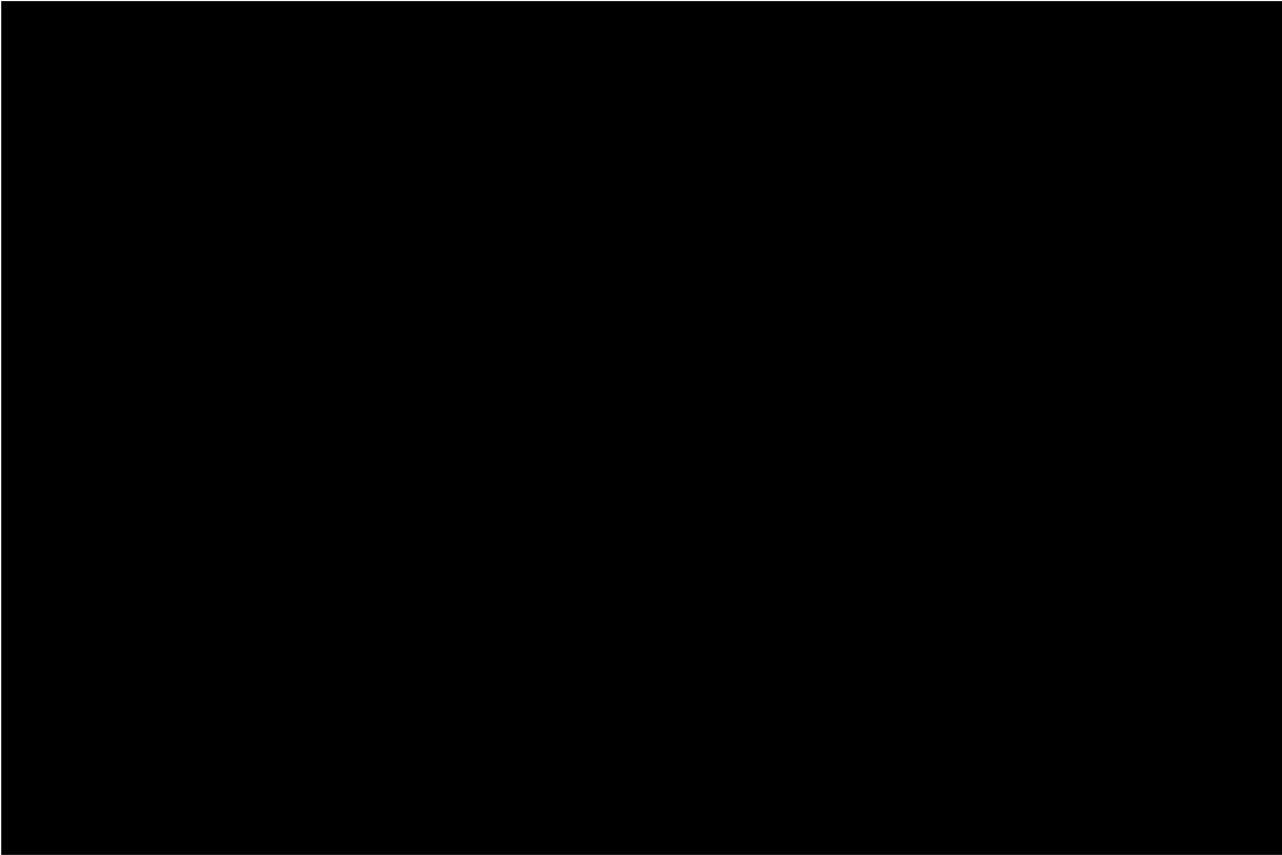




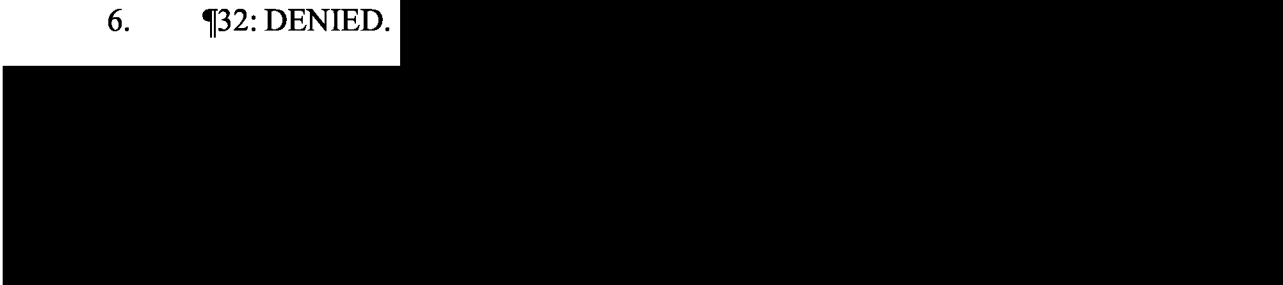
4. ¶¶29-30: DENIED.

A large rectangular area of the document is completely redacted with a solid black fill, covering the text of paragraph 4 and the beginning of paragraph 5.


5. ¶31: DENIED.

A large rectangular area of the document is completely redacted with a solid black fill, covering the text of paragraph 5 and the beginning of paragraph 6.


6. ¶32: DENIED.

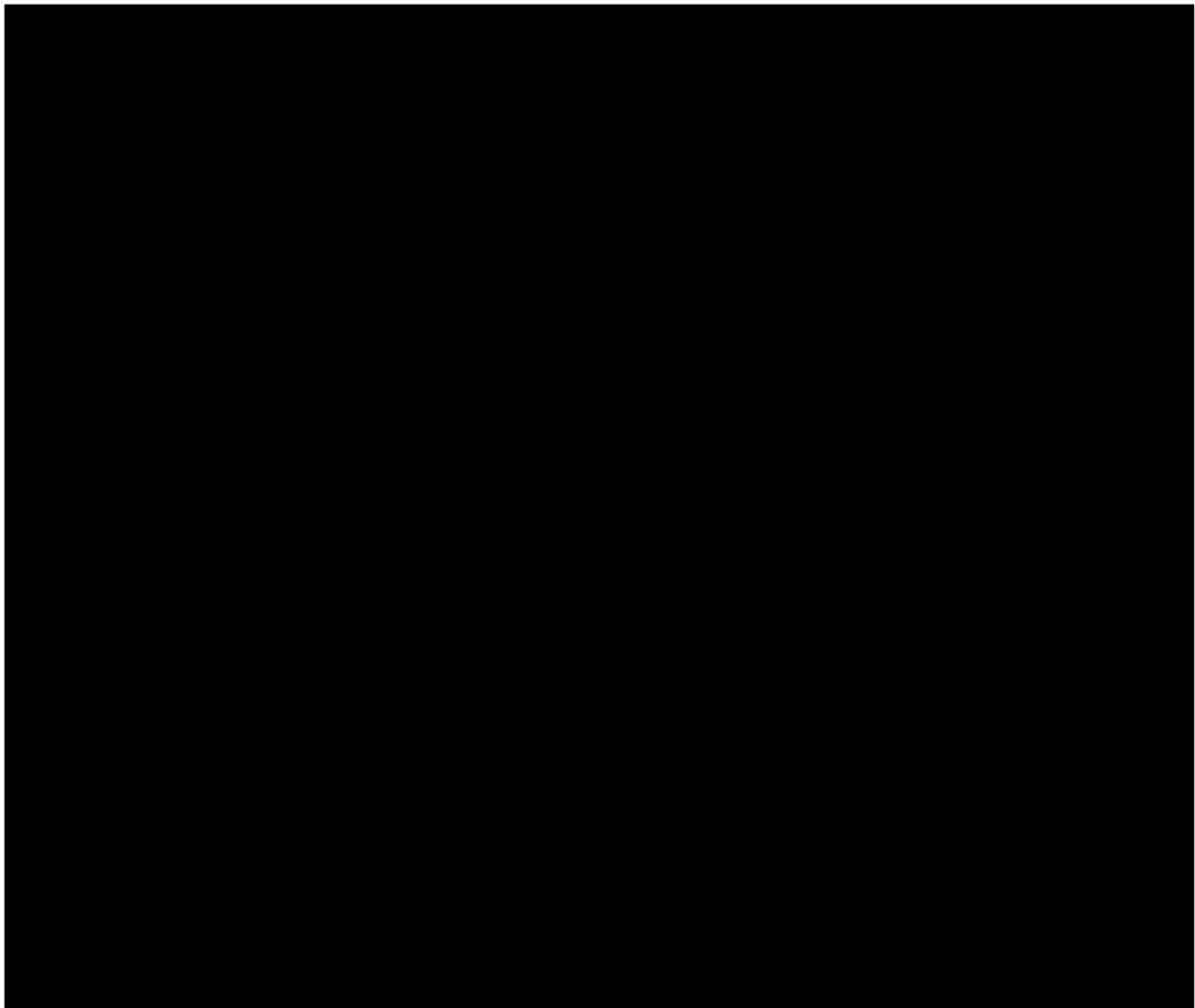
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7. ¶33: DENIED.

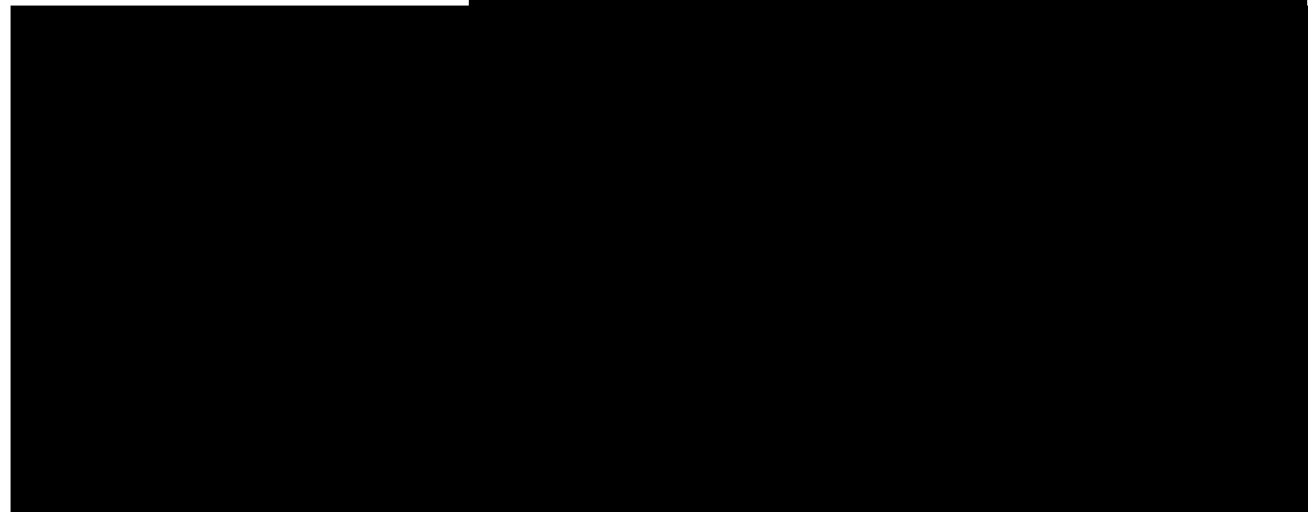


8. ¶¶39-42: DENIED.





9. ¶¶55-58: DENIED.



[REDACTED]

10. ¶¶34-38: DENIED.

[REDACTED]

11. ¶¶51-54: DENIED.

[REDACTED]

12. ¶¶43-50: DENIED.

[REDACTED]

### III. RELIANCE

13. ¶¶59-61: DENIED.

[REDACTED]

[REDACTED]

14. ¶¶62-65: DENIED. [REDACTED]

[REDACTED]

15. ¶¶66-68: DENIED. [REDACTED]

16. ¶¶69-71: DENIED. [REDACTED]

[REDACTED]

17. ¶¶72-75: DENIED. [REDACTED]

[REDACTED]

18. ¶¶76-78: DENIED. [REDACTED]

19. ¶¶79-83: DENIED.

[REDACTED]

20. ¶¶84-85: DENIED.

[REDACTED]

21. ¶¶86-90: DENIED.

[REDACTED]

22. ¶¶91-93: DENIED.

[REDACTED]

23. ¶¶94-97: DENIED.

[REDACTED]



[REDACTED]

24. ¶¶98-99: DENIED.

[REDACTED]

25. ¶100: DENIED.

[REDACTED]

26. ¶¶101-102: DENIED.

[REDACTED]

[REDACTED]

27. ¶¶103-105: DENIED.

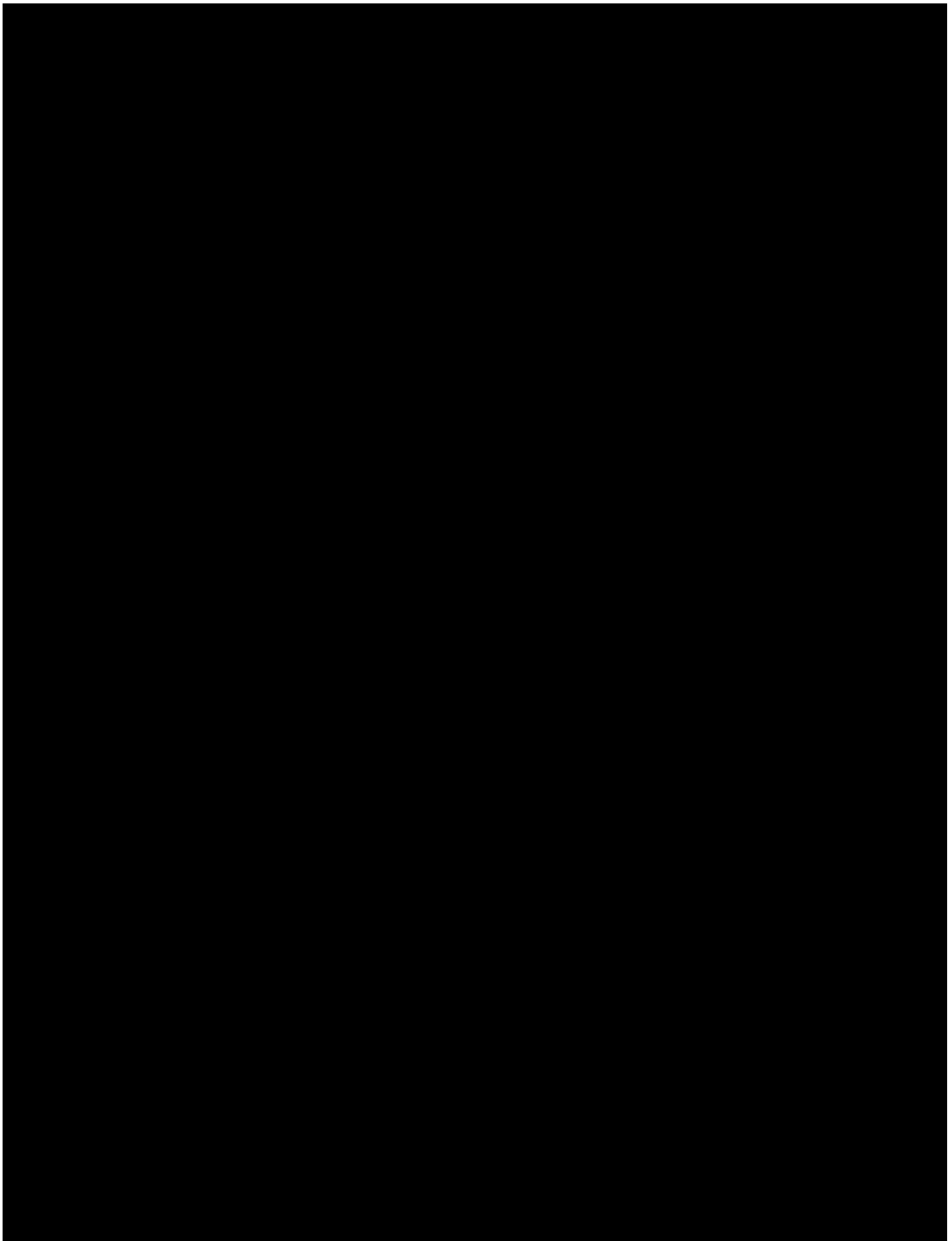
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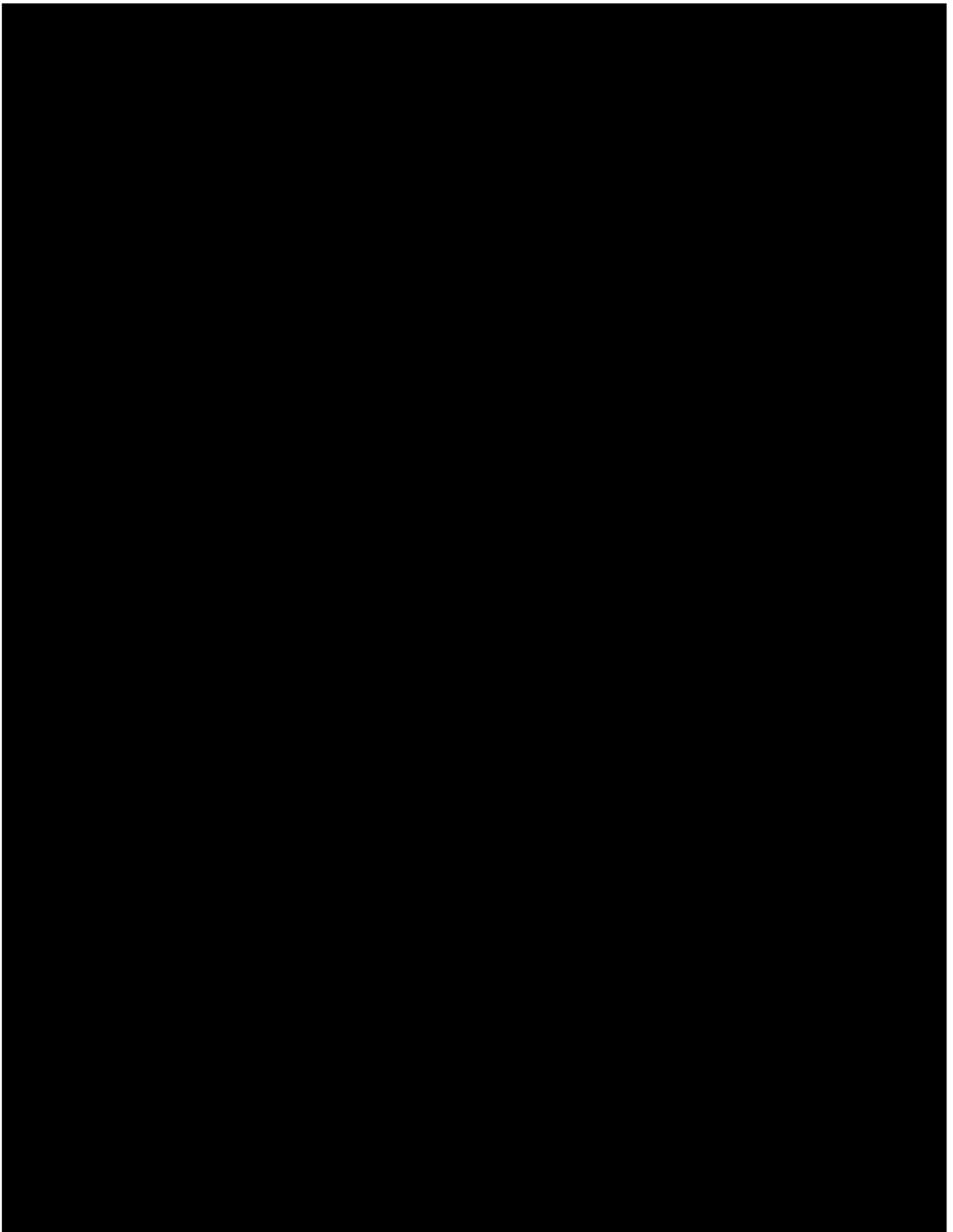
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28.

[REDACTED]

[REDACTED]





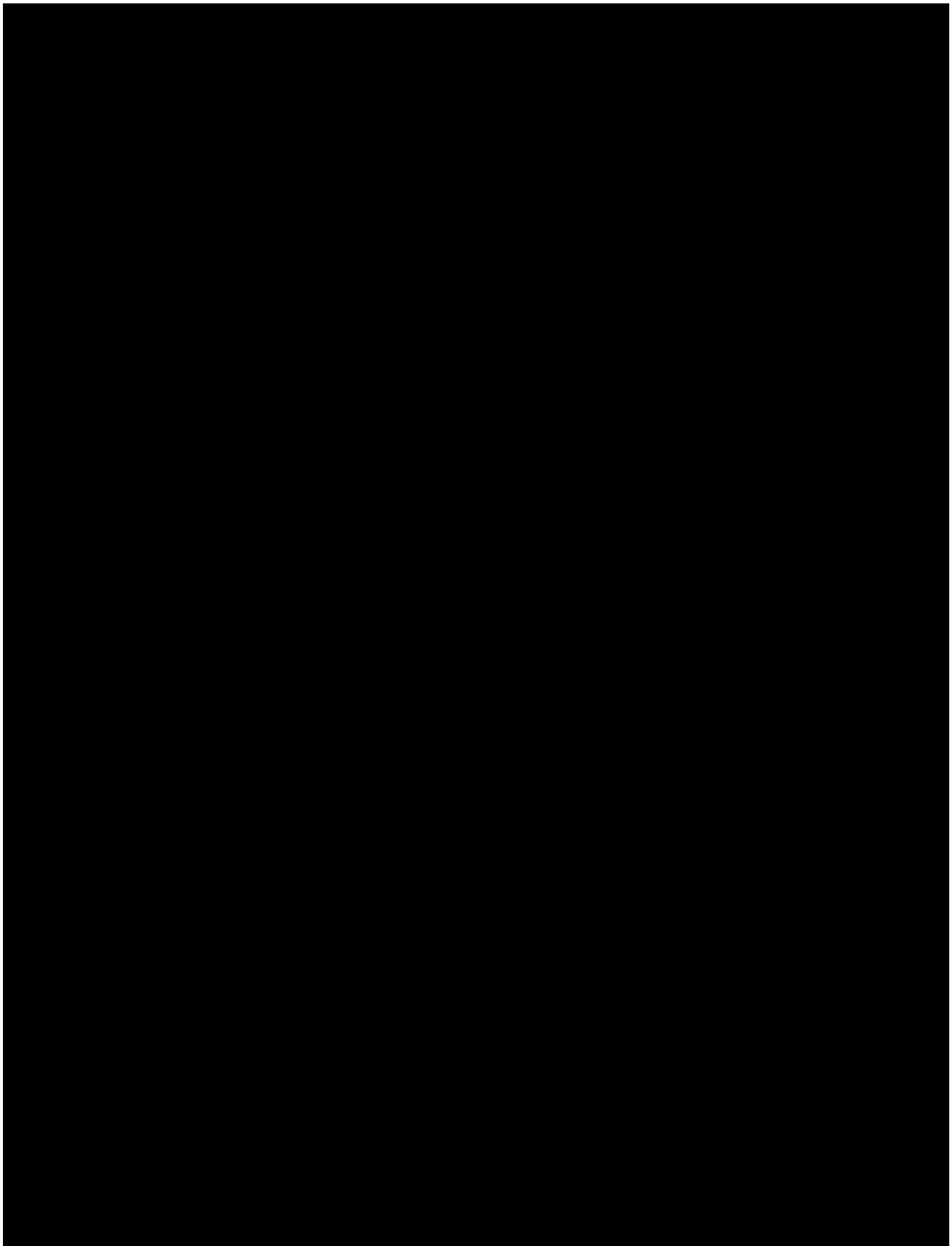
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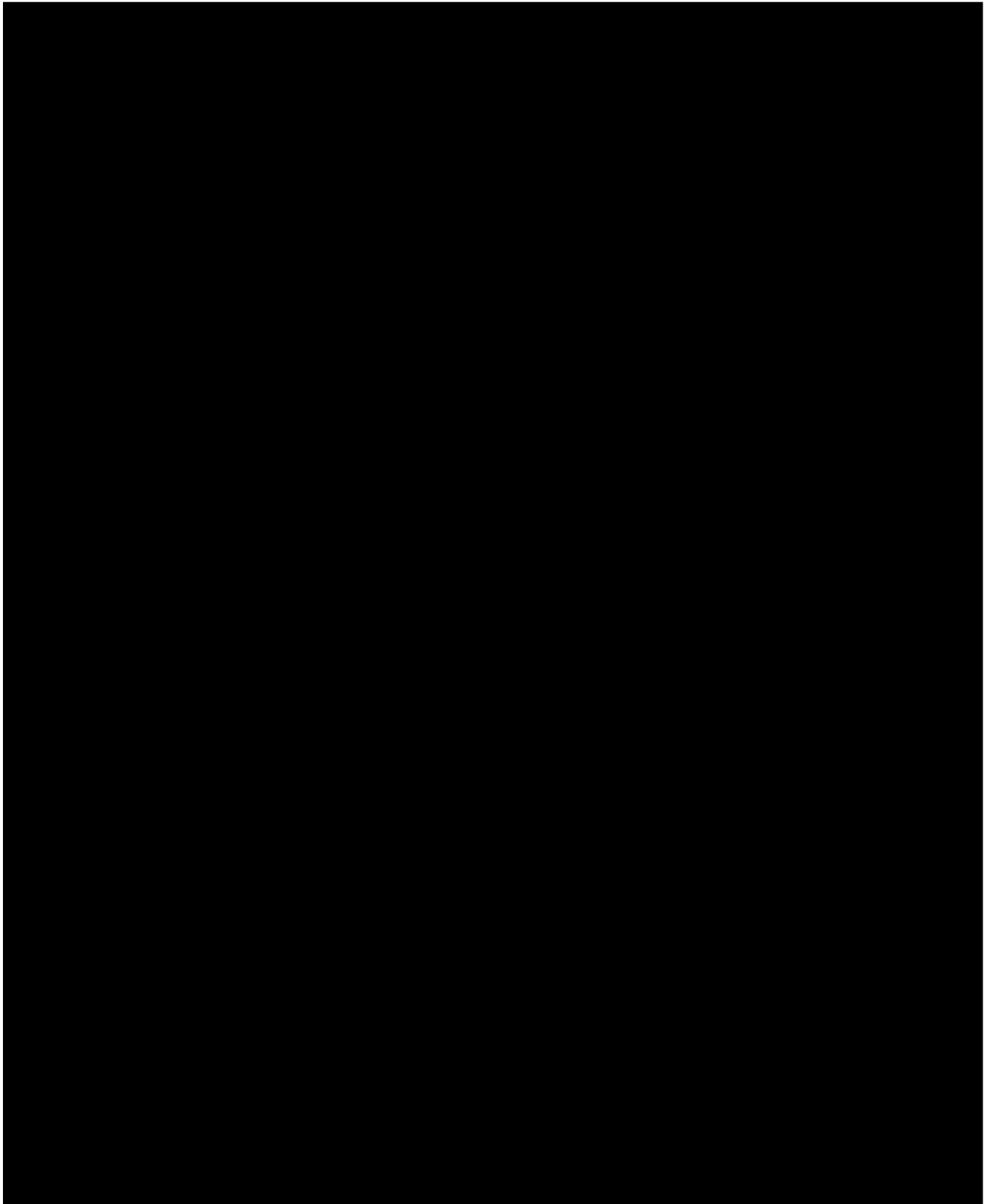
**IV. LOSS CAUSATION/DAMAGES**

29. ¶¶106-108: DENIED.

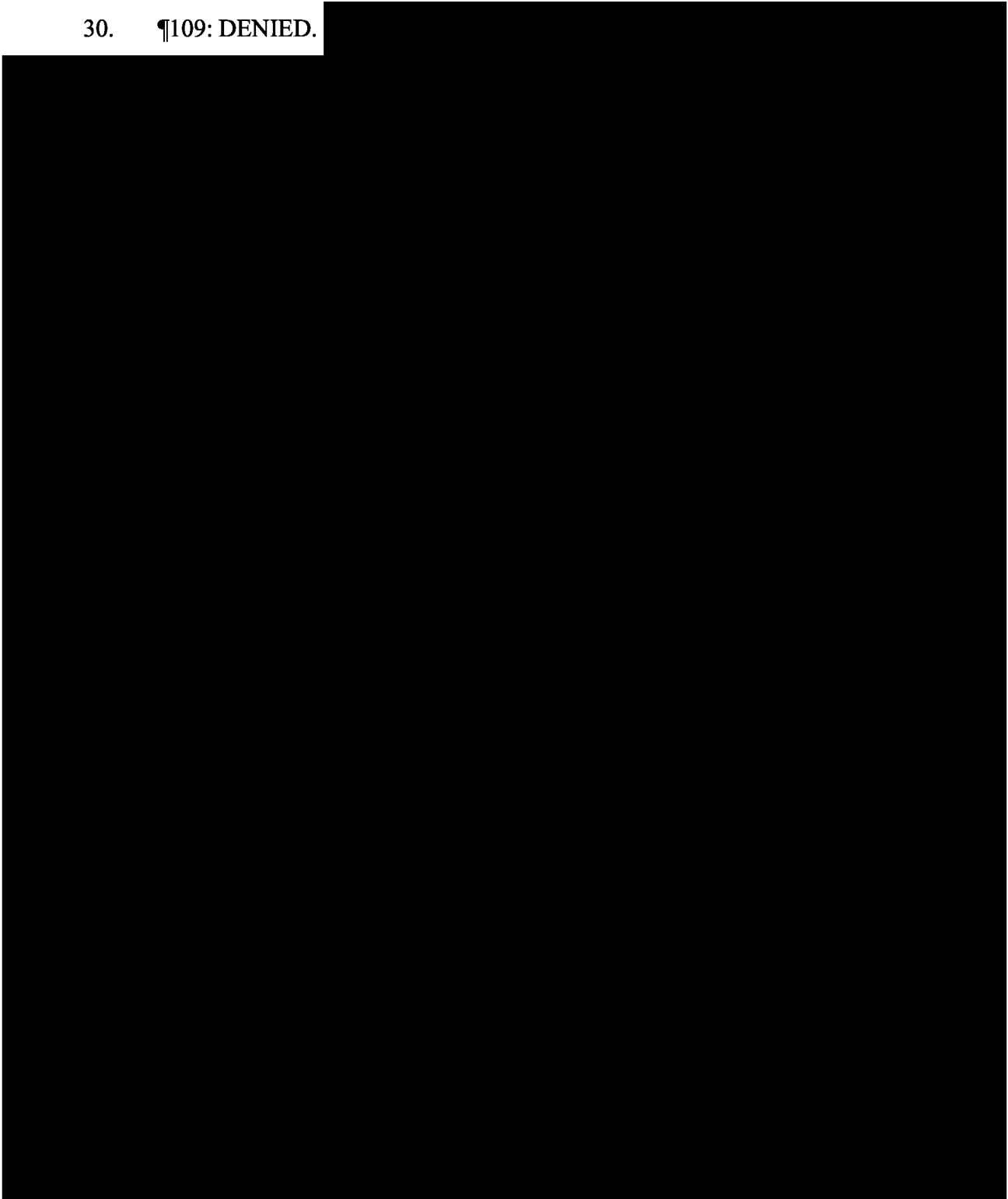
[REDACTED]

[REDACTED]







30. ¶109: DENIED.



31. ¶¶110-117: DENIED.

[REDACTED]

32. ¶¶118-119: DENIED.

[REDACTED]

33. ¶¶120-122: DENIED.

[REDACTED]

34. ¶¶123-125: DENIED.

[REDACTED]

35. ¶¶126-127: DENIED.

[REDACTED]



36. ¶¶128-132: DENIED.

[REDACTED]

37. ¶¶133-134: DENIED.

[REDACTED]

38. ¶¶135-136: DENIED.

[REDACTED]

39. ¶¶137-140: DENIED.

[REDACTED]

40.

[REDACTED]

DATED: February 29, 2012

Respectfully submitted,

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DANIEL S. DROSMAN  
JESSICA T. SHINNEFIELD  
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CERTIFICATE OF SERVICE

I hereby certify that on February 29, 2012, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on February 29, 2012.

s/ DANIEL S. DROSMAN  
DANIEL S. DROSMAN

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